

JS 44 (Rev. 06/17)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS CHALMERS A. SIMPSON, JR. P.O. Box 5533
Harrisburg, Pa. 17110

(b) County of Residence of First Listed Plaintiff Dauphin
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number) None

DEFENDANTS (1) Pa. Board of Probation Parole, (2) Agent Amy Burrell, (3) Director Lisa Mozart, (4) BILL HANNA,
(5) Karen Reiss, (6) ATT SNEFFER
County of Residence of First Listed Defendant Dauphin

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known) Unknown

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☒ 1 U.S. Government Plaintiff
☐ 2 U.S. Government Defendant
☐ 3 Federal Question (U.S. Government Not a Party)
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | | | | | |
|---|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|
| | PTF | DEF | | PTF | DEF |
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	FOREFEITURE/PENALTY <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark	OTHER STATUTES <input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input checked="" type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSDI Title XVI <input type="checkbox"/> 865 RSI (405(g))	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609
			IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions		

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
☐ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from Another District (specify)
☐ 6 Multidistrict Litigation - Transfer
☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

Violation of Pa. Board Probation Rules No. 7.2 and 7.3/ VI cause of action.

Brief description of cause:

No. (3) Director place monitoe w caused blood clots, No. (2) Lied which incarcerated plaintiff, No. (1) Due Proc. Viol.

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$ 500,000

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See Instructions):

JUDGE

DOCKET NUMBER

DATE

12/16/2017

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CHALMERS A. SIMPSON, JR.

(Enter above the full name of
plaintiff in this action)

v.

1. Pa. BOARD PROBATION/PAROLE

2. Parole Agent Amy Bunnell

3. Director Lisa Rozant

4. Parole Agent Bill Hanna

5. Parole Karen Reiss

6. Parole Agent Matt Sheaffer

7. Parole Hearing Examiner

CIVIL CASE NO: 1:21-CV-2343
(to be supplied by Clerk
of the District Court)

FILED
HARRISBURG, PA

DEC 19 2017

Per AAA
Deputy Clerk

COMPLAINT

1. The plaintiff Chalmers A. Simpson, Jr. a citizen of
the County of Dauphin State of

Pennsylvania, residing at P.O. Box 5533 Harrisburg, Pa. 17110

wishes to file a complaint under 28 U.S.C. 1331, under the United States
(give Title No. etc.)
Constitutions and/or Federal laws a Federal question case.

2. The defendant is Employee of Dauphin County, State employees, a
Corporation, under laws of the state, has place of business in
this state of Harrisburg Pennsylvania.

3. STATEMENT OF CLAIM: (State below the facts of your case. If you have paper
exhibits that give further information of your case, attach them to this completed form. Use as
much space as you need. Attach extra sheet(s) if necessary) 1. On December 22nd 2015

3. (CONTINUED) Parole Agent Bill Hanna met with Plaintiff, prior to the meeting plaintiff did not know why he had been placed in SCI Camp Hill Correctional Facility.

2. After plaintiff and Bill Hanna met he stated that plaintiff will have a hearing on 12-24-15 at 9:00 a.m.

3. Prior to Bill Hanna leaving he gave plaintiff a copy of his violations which he was accused of by Agent Amy Bunnell, after he plaintiff reviewed the violations that he was accused of he discovered Amy Bunnell accused him of:

a. Condition (3)(a):

Maintain regular contact with agent, supervision staff by reporting regularly as instructed and follow any written instructions of the Board and parole supervision staff, and CONT. (b):

4. WHEREFORE, plaintiff prays that Judgment in the amount of \$500,000.00.

from Pennsylvania Board of Probation/Parole, Judgment in the amount of each defendant listed in the amount of 200,000.00 in damage for violation of plaintiff(s) right, \$500,000.00 for loss wages, loss of home, \$100,000.00 for placed in dept., 200,000.00 loss employment from Apple Bees and Bob Evans Rest., \$10,000.00 in damages for mental, physical, and abuse, and for causing plaintiff for having blood clots which are now life time unable to cure

Charles A. Simpson, Jr.
(Signature of Plaintiff)

CONT. (b):

2. Condition (3)(a):

Maintain regular contact with Parole Supervision Staff by reporting regularly as instructed and follow any written instructions of the Board and the Parole Supervision Staff, also

Failure to report to parole office on 11-6-15 as instructed on any date thereafter, than being declared delinquent.

4. On 12-24-17 a hearing was held at 9:00 a.m. at SCI Camp Hill, at the hearing was Amy Burrell, John Doe White Heavy Hearing Examiner but no Attorney to represent plaintiff pursuant to the parole Rules and regulation which states that plaintiff had a right to counsel.

5. Prior to the hearing the hearing examiner stated we couldn't get you a attorney, plaintiff stated I need a attorney to represent me today.

6. December 12th 2015 plaintiff arrived at SCL Camp Hill, the hearing was held December 24th 2015, under Procedures for Violation of Parole it states:

a. After a parolee is detained under a warrant he will be visited by agent within 72 hours which was not done, a hearing will be held within (14) days which was not done which was a violation of plaintiff(s) Due Process Rights.

b. The purpose of the hearing was to determine if Probable Cause Exist.

c. When plaintiff was denied Counsel and that was on the 13th day that the hearing was to be held, the Hearing Examiner on the 25th no hearing was held which ment that plaintiff should have been released.

7. Plaintiff was held by Pa. Dept. of Parole for almost (3) month while being held plaintiff filed Habeas Corpus to Court Common Pleas Cumberland County, Order came stated that the Court had no Jurisdiction February 3rd 2016.

8. A number of Grievances was filed which was ignored to the Department of Corrections, dated 12-18-1512-20-15, and a second hearing was held after the hearing examiner attempted along with the agent Amy Burrell to get plaintiff to sign a waiver stating he needed to secure counsel, the hearing examiner forged statement that plaintiff needed to secure counsel which was false, both defendants stated that he needed to secure counsel, when in fact the both of them knew that plaintiff had no time to secure counsel since the hearing was held on the 24th and plaintiff received the violations on the 22nd of December, which was not enough time to prepare for any hearing which involves one(s) freedom.

9. Hearing Examiner and Amy Burrell attempted to force me to sign for a continuance, when I refused they forged that I need to get a attorney.

10. Plaintiff arrived at the Correctional facility on December 12 2015, the violations was not given to plaintiff until the 22nd of December on purpose, Bill Hanna attempted to cause my incarceration to remain longer that possible.

11.2 States:

11. Procedure for violation of Parole Conditions states:

11.2 (1) After parolee is detained.

(ii) the hearing will be held within (14) days,

(iii) the parolee has a right to speak, have witnesses, to appear on his his behalf and to present evidence.

(iv) the right to counsel,

(5)(iii) if counsel is not present but parolee desires counsel, that fact shall be documented by the examiner and acknowledged by the parolee, the hearing examiner shall terminate the hearing proceedings.

(5)(i) Counsel for the hearing shall enter a written appearance which was not done.

12. After the hearing was over plaintiff filed a number of grievances which was never replied to, plaintiff was unable to get his property which was held by Matt Sheaffer and Amy Burrell at the District Parole Office 1130 Henn Street and they refused to give his property to his family even after he sent a Power of Attorney form to Amy Burrell and Matt Sheaffer.

13. Plaintiff contacted Lisa Rozant who refused to reply, when plaintiff(s) property which included his Credit Cards which he authorized Jamie a family member to get his property and was not allowed which caused plaintiff bills to go to credit dept. also he lost his home, his bank account was lent to certain bills which drained his account and placed plaintiff on check systems and he no longer is able to open a bank account any longer.

14. Plaintiff (as result of being denied a fair hearing) still has debt with UGI, PPL Electric Company, Security Company, his Student Loan, was unable to receive UNEMPLOYMENT from both his employers at BOB EVANS and APPLE Bees, and still has Fines at District Judge Elizabeth S. Beckley due his Toyota in the impound and he was denied a hearing and kept incarcerated longer which caused fines to increase at her office, also fines increased which if plaintiff would have had a hearing, presented evidence let go

he would not have lost his home and bills would not have increase 15. While being denied a hearing plaintiff discovered he had (2) BLOOD CLOTS which was caused because Electric monitor placed on his leg cut off his circulation which caused blood clots to come and the prison refused to treat him correctly and the blood clots turned into more than would have been by Director Lisa Mozart, Matt Sheaffer placing the monitor on plaintiff(s) leg resulting from failure to investigate accusations given by staff at Key Stone Correctional Facility.

16. After the ~~first~~ hearing was held, a second hearing was held on 1-8-16 at 9:00 a.m. plaintiff requested witnesses which was denied by Bill Hanna who refused to contact Karen Reiss as he was asked by the hearing examiner, plaintiff contacted Karen Reiss a number of times never replied about the witness list he requested in writing.

17. Rules of parole states that 71.2 that plaintiff parolee had a write to be heard, secure witnesses, right to counsel, which was denied by the Hearing examiner at the hearings that was held.

18. 71.2 states the purpose of the hearing is to determine if the probable cause exist.

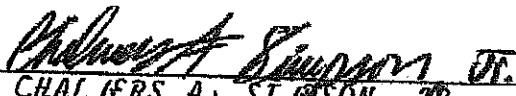
19. After the hearing held 1-8-16 a second hearing was held, at that hearing the hearing examiner threatened plaintiff and forced him to sign a continuance without any attorney present.

20. Rules state that 71.2 of parole procedure, if counsel is not present hearing will be continued, that what plaintiff stated, he had a right to be released after the hearing was not held within 14 days.

21. After the hearing was held 1-8-16 at 9:00 a.m., a third hearing the hearing examiner stated will be held, "if you don't have a attorney you will have it any way" plaintiff still had no counsel and Amy Burrell stated "we should have the hearing any way" the hearing examiner stated "I will allow the continuance since we didn't serve him within twice 72 hours with his violations rules."
22. Rule 71.2 stated (5)(iii) counsel was not present (both Hearing examiner and Amy Burrell new this) the parolee desired a continuance, the examiner shall terminate the hearing, does not state I will be threatened and forced to sign any continuance.
23. A new hearing was held on 1-26-16 but was continued until 1-29-16, no hearing was ever held and plaintiff was never allowed to be given a fair hearing by the members of the Pennsylvania Board of Probation and Parole even after he filed complaint with District 19-1-01 Judge Charles A. Clements, Jr. on 1-8-2016.
24. During each hearing which plaintiff was denied he was payed \$150.00 each day, was not allowed to work which caused his bills at home to build up and increase.
25. Plaintiff on 1-8-2016 plaintiff wrote the Attorney Generals Office and was told no assistance will be given to contact Parole which he had already done.
26. Plaintiff never signed any waiver, had a right to a hearing, and was denied a hearing because he had that right, after many attempts to contact parole he still was not assisted which was a violation of his right to a fair hearing by Parole Board and staff members.
27. As a last attempt plaintiff filed petition for Writ of Habeas Corpus which was never granted,

28. Plaintiff facts are that he was denied Due Process of Law by members of the Board of Parole, the right to counsel, violation of the Pennsylvania Board of Parole Rules and Regulations.
29. The Board Erred when they denied through their staff a right to a fair hearing, within (14) days, the results are lock downs, placed in the hole with out any write up for a accusation which plaintiff was accused off prior to being placed in the whole.
30. Subject to routine body counts, body searches, being told to bend over and spread them, exposed his private parts while bending over.
31. Plaintiff was arrested by defendants by parole warrant, the facts is that pursuant to 42 U.S.C. 1983 which provides that any person who under statute, regulation who caused a United States person harm under our constitutions and laws shall be liable to that party.
32. Defendant Amy Burrell initiated a criminal proceeding a hearing which was not held and was not held within (14) days pursuant to Pennsylvania Board of Parole Rule 71.2, Amy Burrell stated plaintiff was missing when he was at work at Apple Bees and BOB Evan each and every day all she had to do is call either Rest and plaintiff was there never missed any days.
33. Under 1983 plaintiff was false arrested, detained, prosecuted by parole agents, and no hearing was ever held by members of the Parole board with out hearing which was Violation of his Fourteenth amendment Rights and Due Process of Law.

Dated: 12-16-2017


CHARLES A. SIMPSON, JR.
P.O. BOX 5533
Harrisburg, Pa. 17110